

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

In the Matter of)	
)	
JAMES S. GULICK, D.O.)	AMENDED ORDER OF
)	PROBATION
Holder of License No. 1473 for)	
the Practice of Osteopathic)	
<u>Medicine in the State of Arizona.)</u>		

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 12th day of July, 1985, the 11th day of October, 1985, and the 30th day of April, 1987, the licentiate, JAMES A. GULICK, D.O. holder of License No. 1473 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

JAMES A. GULICK, D.O., is the holder of License No. 1473 for the practice of osteopathic medicine in the State of Arizona.

III

During the period of June 24th through July 8th, 1985 while JAMES A. GULICK, D.O. was on vacation, he instructed his office personnel, 2 medical assistants, to dispense and administer controlled substances, give injections, change medications, and refill prescriptions without any other physician on the premises.

IV

JAMES A. GULICK, D.O. prescribed controlled substances for his office personnel and their families without actually examining them.

V

In a Probationary Interview before the Board on October 11, 1985, a review of Dr. Gulick's log of prescribing and dispensing of Class III and IV controlled substances and the accompanying charts, as well as additional charts chosen at random from his office, revealed he has been prescribing these substances frequently and excessively.

VI

Prior to JAMES A. GULICK, D.O. leaving Arizona for a week beginning March 9, 1987, he gave a syringe containing stadol to his medical assistant with instructions to administer the stadol to the assistant's mother as needed for pain during the period he would be absent.

CONCLUSIONS OF LAW

VII

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licensee.

VIII

The conduct of JAMES A. GULICK, D.O. described in Paragraph III, IV, V and VI constitutes conduct that does or might endanger the health, welfare and safety of his patient and he is thus guilty of unprofessional conduct within the meaning of A.R.S. §32-1854.A 20, 21 and 27.

IX

Grounds exist under A.R.S. §32-1855 to take disciplinary action against JAMES A. GULICK, D.O.

ORDER

IT IS THEREFORE ORDERED that JAMES A. GULICK, D.O. be and hereby is placed on probation effective 12 July, 1985 and amended on October 11, 1985 and April 30, 1987, for a period of not less than two years under the following terms and conditions:

1. JAMES A. GULICK, D.O. shall appear before the Board every 3 months to review at least 10 charts selected at random from Dr. Gulick's office by a member of the Board staff and other such matters pertaining to his probationary status.

2. JAMES A. GULICK, D.O. shall immediately surrender his Drug Enforcement Administration certificate to prescribe or dispense Schedule III and IV controlled substances and shall immediately dispose of all such substances currently held in his possession in accordance with the laws of Arizona.

3. JAMES A. GULICK, D.O.'s license is suspended for a period of 30 days beginning May 1, 1987.

4. JAMES A. GULICK, D.O. shall complete a Board approved 40 hour general practice refresher course and a 10 to 16 hour medical or general ethics course prior to August 7, 1987.

ENTERED and effective the 12th day of July, 1985 and amended October 11, 1985 and April 30, 1987.

ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

S E A L

By Madelene Van Arsdell
Madelene Van Arsdell
President

By Mary L. Tucker
Mary L. Tucker
Executive Director

I have reviewed the above Order and stipulate thereto.

James A. Gulick
James A. Gulick, D.O.